



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

*Pedro Franco*

Defendant.

*C R 09 - 997 @ PSG*  
ORDER [OF DETENTION] [SETTING  
CONDITIONS OF RELEASE] AFTER  
HEARING (18 U.S.C. §3148(b):  
(Allegations of Violation of Pretrial  
Conditions of Release)

A.

On motion of the Government involving an alleged violation of conditions of pretrial release, and a warrant for arrest,

B.

The court finds there is:

(1)

- (A) ( ) Probable cause to believe that the defendant has committed a Federal, State, or local crime while on release and/or
- (B) ☒ Clear and convincing evidence that the defendant has violated any

- 1 any other condition of release; and
- 2 (2) (A) ☒ ( ) Based on the factors set forth in 18 U.S.C. §3142(g), there is no
- 3 condition or combination of conditions of release that will
- 4 assure that the defendant will not flee or pose a danger to the
- 5 safety or any other person or the community; or
- 6 (B) ☒ ( ) The defendant is unlikely to abide by any condition or
- 7 combination of conditions of release.
- 8 (3) ( ) There is probable cause to believe that, while on release, the
- 9 defendant committed a Federal, State, or local felony, and the
- 10 presumption that no condition or combination of conditions will
- 11 assure that the person will not pose a danger to the safety of any
- 12 other person or the community has not been rebutted.

13 OR

- 14 (4) ( ) The court finds that there are conditions of release that will
- 15 assure that the defendant will not flee or pose a danger to the
- 16 safety any other person or the community, and that the
- 17 defendant will abide by such conditions. See separate Order
- 18 setting conditions.
- 19 ( ) It is further ordered that this order is stayed for 72 hours in order
- 20 to allow the Government to seek review from the assigned
- 21 district judge or criminal duty district judge as appropriate.

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1 OR

2 C.

3 ( ) IT IS ORDERED defendant be detained prior to trial.

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5 DATED: 7-16-10

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9 UNITED STATES MAGISTRATE JUDGE